

ORIGINAL

TEWID_M.rem

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Attorneys for the United States of America

FILED

DISTRICT COURT OF GUAM

JAN 26 2006

MARY L.M. MORAN
CLERK OF COURT

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF GUAM

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
MARKY M. TEWID,)
aka MARKY ONGE TERRENCE)
aka MARKY MECHUCHEU TEWID)
aka MARKY ONGELUNGEL TERRENCE,)
)
Defendant.)

CRIMINAL CASE NO. 00-00028

PETITION TO REMIT SPECIAL
ASSESSMENT FEE
[18 U.S.C. § 3573]

COMES NOW the United States of America, by and through its undersigned counsel, and respectfully petitions this Court pursuant to 18 U.S.C. § 3573 for the entry of an order remitting the unpaid special assessment fee earlier imposed upon Defendant MARKY M. TEWID aka MARKY ONGE TERRENCE aka MARKY MECHUCHEU TEWID aka MARKY ONGELUNGEL TERRENCE (hereinafter referred to as "Defendant TEWID"). and in support hereof, states as follows:

1. On October 23, 2003, sentence was imposed by this Court against Defendant TEWID. Among other things, a \$100.00 special assessment fee was ordered. The total amount now owed by said Defendant is \$100.00.

2. Upon information received from the Immigration and Customs Enforcement Deportable Alien Control System (ICE/DACS), Defendant TEWID, was deported to Palau on January 7, 2004. See Exhibit "A."

1 3. Section 3573 of Title 18, United States Code, as amended, provides in pertinent
2 part as follows:

3 Upon petition by the Government showing that reasonable efforts to
4 collect a fine or assessment are not likely to be effective, the court may, in the
5 interest of justice --

6 (1) remit all or part of the unpaid portion of the fine or special assessment,
7 including interest and penalties

8 4. The United States Attorney has determined that in light of Defendant's
9 deportation, there is no reasonable likelihood that expending further efforts to collect the special
10 assessment fee will produce any revenue to the United States. To the contrary, any further efforts
11 will needlessly expend resources that could be better directed to areas with greater potential for
12 recovery.

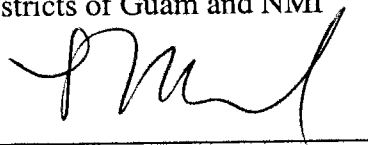
13 5. The interests of justice mitigate in favor of remission of the unpaid special
14 assessment fee.

15 WHEREFORE, the United States of America respectfully requests that this Court
16 enter an order remitting the unpaid special assessment fee imposed upon Defendant MARKY M.
17 TEWID aka MARKY ONGE TERRENCE aka MARKY MECHUCHEU TEWID aka
18 MARKY ONGELUNGEL TERRENCE.

19 DATED this 24th day of January, 2006.

20 LEONARDO M. RAPADAS
21 United States Attorney
22 Districts of Guam and NMI

23 By:

24 
25 MARIVIC P. DAVID
26 Assistant U.S. Attorney
27
28

A-NUM : 028795803
NATLTY: PALAULAST-NAME : TERRENCE
FIRST-NAME: MARKY

DATE-DOCKET-CLEARED: 01/30/2004

DEPART-CLEARED-STAT: 6

TRANSFER-TO-DCO:

DATE-DOCKET-TRANSFER:

DATE-DEPARTED: 01/07/2004

PORT-DEPARTED: HHW

DEPART-COUNTRY: PALAU

FINAL-CHARGE: R2A3

EXPENSE-CODE: 1

HIT PF4 TO RETURN TO CASE SELECT SCREEN OR ENTER FOR NEXT SCREEN

